

**SUPREME COURT MINUTES
WEDNESDAY, JANUARY 20, 1999
SAN FRANCISCO, CALIFORNIA**

S074192 Nancy Lavelle, Appellant
1st Dist. v.
A076936 BankAmerica Corporation, Inc. et al., Respondents
Div. 3 Respondent's petition for review GRANTED.
 Baxter, J., and Chin, J., did not participate.

Mosk, J.
Kennard, J.
Werdegar, J.
Brown, J.

S074251 People, Respondent
3rd Dist. v.
C026099 Juan Josuel Coria, Appellant
 Respondent's petition for review GRANTED.

Kennard, J.
Werdegar, J.
Chin, J.
Brown, J.

S074453 People, Respondent

4th Dist. v.

E020554 Ronald Lee Johnson, Appellant

Div. 2 Respondent's petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Gonzalez*, S069308 and *People v. Sanchez*, S066991 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Appellant's petition for review denied.

Mosk, J., would grant both petitions for review.

Mosk, J.

Kennard, J.

Werdegar, J.

Chin, J.

Brown, J.

S074598 People, Respondent

2nd Dist. v.

B111649 Daniel John O'Hare, Appellant

Div. 4 Respondent's petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Gonzalez*, S069308 and *People v. Sanchez*, S066991 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

Appellant's petition for review denied.

Mosk, J., would grant both petitions for review.

Mosk, J.

Kennard, J.

Werdegar, J.

Chin, J.

Brown, J.

S074630 People, Appellant

2nd Dist. v.
B112071 Daniel William Hatch, Respondent
B112973 And Companion Case
Div. 4 Appellant's petition for review GRANTED.

Kennard, J.
Baxter, J.
Chin, J.
Brown, J.

S063524 People, Respondent
4th Dist. v.
E016805 Johnny Ardean Hagen et al., Appellants
Div. 2 Petitions for rehearing DENIED.
 Kennard, J., would grant the appellant's petition.

S062892 In re Jerry Killedjian
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.

S069045 In re Anthony Smith
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED without prejudice to
 filing a petition for writ of habeas corpus in the sentencing court.
 (See *People v. Deloza* (1998) 18 Cal.4th 585; *People v. Superior
Court (Romero)* (1996) 13 Cal.4th 497, 530, fn. 13.)

1st Dist. People, Respondent
A075758 v.
Div. 3 Larry Lorenzo Johnson, Appellant
S074668 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A075903 v.
Div. 3 Mark Wayne Sprinkle, Appellant
S074430 Appellant's petition for review DENIED.

1st Dist. Elke Schlosser, Appellant
A078286 v.
Div. 3 Town of Woodside et al., Respondents
S075267 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A078653 v.
Div. 4 Mack Craig, Jr., Appellant
S074674 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A079702 v.
Div. 1 Craig Stephen Scobee, Appellant
S075358 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A079864 v.
Div. 4 Lamthong Southisone, Appellant
S075295 Appellant's petition for review DENIED.

1st Dist. BHP Steel Building Products USA Inc. et al., Respondents
A080054 v.
A080842 Board of Trustees of Leland Stanford Junior Univ., Appellant
Div. 5 Appellant's petition for review DENIED.
S075117

1st Dist. In re Bobbi Ann W., a Person Coming Under the Juvenile Court Law
A080153 -----
A084009 Alameda County Social Services Agency et al., Respondents
Div. 4 v.
S075205 Brigitte A., Appellant
Petition for review DENIED.

1st Dist. People, Respondent
A080391 v.
Div. 2 Stephen Crump, Appellant
S075821 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A080586 v.
Div. 2 David Pacheco, Appellant
S075269 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A080644 v.
Div. 5 Kinn S. Weber, Appellant
S075216 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A080646 v.
Div. 1 Frederick Marc Cooley, Appellant
S074719 Appellant's petition for review DENIED.

1st Dist. In re Happy K., a Person Coming Under the Juvenile Court Law
A080752 -----
Div. 1 Alameda County Social Services Agency, Respondent
S075424 v.
Katherine K., Appellant
Appellant's petition for review DENIED.

1st Dist. People, Respondent
A080908 v.
Div. 5 Mitchell Earl Davis, Appellant
S075264 Appellant's petition for review DENIED.

1st Dist. People, Respondent
A080966 v.
Div. 4 Robert T. St. Jovite, Appellant
S075227 Appellant's petition for review DENIED.

2nd Dist. B091631 Div. 6 S074492	People, Respondent v. Dennis Fredman, Appellant Appellant's petition for review DENIED.
2nd Dist. B106674 Div. 4 S074592	People, Respondent v. Martin Galaviz et al., Appellants Petitions for review DENIED.
2nd Dist. B107990 Div. 6 S075203	People, Respondent v. Andre Foster, Appellant Appellant's petition for review DENIED.
2nd Dist. B110015 Div. 2 S074914	People, Respondent v. Alberto Alvarado et al., Appellants Appellants' petition for review DENIED.
2nd Dist. B112337 Div. 3 S075245	People, Respondent v. Lawrence Carroll, Appellant Appellant's petition for review DENIED.
2nd Dist. B112835 Div. 2 S075148	People, Respondent v. Rodney Turner, Appellant Appellant's petition for review DENIED.
2nd Dist. B112850 Div. 4 S074501	People, Respondent v. Paul Jennings, Appellant Appellant's petition for review DENIED.
2nd Dist. B113095 Div. 4 S074580	People, Respondent v. Miguel Aparicio et al., Appellants Appellants' petitions for review DENIED.

2nd Dist. People, Respondent
B113482 v.
Div. 4 Christopher Walker, Appellant
S075409 Respondent's petition for review DENIED.

2nd Dist. People, Respondent
B113851 v.
Div. 1 Robert Ortiz et al., Appellants
S075326 Appellants' petitions for review DENIED.

2nd Dist. People, Respondent
B114032 v.
Div. 1 Alonzo Lonnie Collins, Appellant
S075184 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B114224 v.
Div. 4 Epifanio Partida, Appellant
S075219 Appellant's petition for review DENIED.

2nd Dist. Robert M. Mendez, Jr., Appellant
B114320 v.
B116378 County of Los Angeles et al., Respondents
Div. 4 Appellant's petition for review DENIED.
S075108

2nd Dist. Magaly Sanchez et al., Appellants
B114338 v.
Div. 1 BKK Corporation et al., Respondents
S075251 Respondents' petition for review DENIED.

2nd Dist. People, Respondent
B114730 v.
Div. 6 Gary A. Coe, Appellant
S074639 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B114898 v.
Div. 1 Terry Lee Kimmel, Appellant
S075196 Appellant's petition for review DENIED.

2nd Dist. People, Respondent

B115050	v.
Div. 1	Michael Anthony Cokley, Appellant
S075215	Appellant's petition for review DENIED.
2nd Dist.	People, Respondent
B115470	v.
Div. 6	Dantel L. Myers, Appellant
S074477	Appellant's petition for review DENIED.
2nd Dist.	People, Respondent
B116028	v.
Div. 1	Nelson Ortiz, Appellant
S075223	Appellant's petition for review DENIED.
2nd Dist.	People, Respondent
B116039	v.
Div. 6	Jose Benitez, Appellant
S074455	Appellant's petition for review DENIED.
2nd Dist.	People, Respondent
B116100	v.
Div. 7	Danny Louis Bell, Appellant
S075296	Appellant's petitions for review DENIED.
2nd Dist.	People, Respondent
B116143	v.
Div. 4	Lone Allen Hall et al., Appellants
S075107	Appellants' petition for review DENIED.
2nd Dist.	People, Respondent
B116192	v.
Div. 4	David Earl Samuel, Appellant
S075268	Appellant's petition for review DENIED.
2nd Dist.	People, Respondent
B116293	v.
Div. 7	Izea Reed, Appellant
S075407	Appellant's petition for review DENIED.
2nd Dist.	People, Respondent
B117348	v.
Div. 7	Melvin Whalem, Appellant

S075330 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117361 v.
Div. 5 Scott David Benscoter, Appellant
S075217 Appellant's petition for review DENIED.

2nd Dist. Diane Loewe Pannkuk, etc., Respondent
B117415 v.
Div. 6 Raymond Howard Carlson, Appellant
S075085 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117464 v.
Div. 2 Donald L. Lofton, Appellant
S075355 Appellant's petition for review DENIED.

2nd Dist. Joseph McCowan, Appellant
B117651 v.
Div. 3 Inter-Con Security Systems Incorporated, Respondent
S075340 Petition for review DENIED.

2nd Dist. Julie Williams, Appellant
B117802 v.
Div. 6 PNS Stores Incorporated, Respondent
S075147 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B117974 v.
Div. 1 Bruce Malik Lee, Appellant
S075292 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B118219 v.
Div. 2 Sodhi R. Singh, Appellant
S075318 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B118903 v.
Div. 5 Francisco Celis, Appellant
S074607 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B118919 v.
Div. 6 Ronald Steven Herrera, Appellant
S074502 Appellant's petition for review DENIED.
Mosk, J., and Kennard, J., are of the opinion the petition should be granted.

2nd Dist. People, Respondent
B118981 v.
Div. 7 John Albert Hill, Appellant
S075271 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B119327 v.
Div. 5 Jae Ouk Ha, Appellant
S075254 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B119660 v.
Div. 4 Andre D. Landers, Appellant
S075218 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B119752 v.
Div. 2 Norvell D. Aldridge, Appellant
S075337 Appellant's petition for review DENIED.

2nd Dist. Casa Optima et al., Appellants
B119866 v.
Div. 3 Concord Capital Group et al., Respondents
S075324 Appellants' petition for review DENIED.
The request for an order directing publication of the opinion is DENIED.

2nd Dist. People, Appellant
B120612 v.
Div. 7 John Manuel Romero, Respondent
S075293 Appellant's petition for review DENIED.

2nd Dist. People, Respondent
B120900 v.
Div. 4 Mario Sarate, Appellant
S075272 Appellant's petition for review DENIED.

2nd Dist. In re Jaime V., a Person Coming Under the Juvenile Court Law
B123184 -----
Div. 5 People, Respondent
S074987 v.
Jaime V., Appellant
Appellant's petition for review DENIED.

2nd Dist. In re James Edward Harris
B124237 on
Div. 4 Habeas Corpus
S074451 Petition for review DENIED.

2nd Dist. Landre Clark et al., Petitioners
B125345 v.
Div. 5 Workers' Compensation Appeals Board et al., Respondents
S075266 Petition for review DENIED.

2nd Dist. Manuel Lopez Gonzales, Petitioner
B126711 v.
Div. 2 Los Angeles County Superior Court, Respondent
S075211 People, Real Party in Interest
Petition for review DENIED.

2nd Dist. In re Michael James Seymour
B126813 on
Div. 6 Habeas Corpus
S075395 Petition for review DENIED. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)

2nd Dist. In re Hernan Orozco

B127087 on
Div. 2 Habeas Corpus
S075387 Petition for review DENIED.

2nd Dist. Wilshire Center Marketplace, Petitioner
B127149 v.
Div. 4 Los Angeles County Superior Court, Respondent
S075792 Los Angeles Unified School District, Real Party in Interest
Application for stay and petition for review DENIED.

3rd Dist. People, Respondent
C024963 v.
S074546 George Tabios, Jr. et al., Appellants
Appellants' petitions for review DENIED.

3rd Dist. People, Respondent
C026365 v.
S074538 Anthony Raheim Graham, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C026735 v.
S075421 Raymundo Jaime, Appellant
Appellant's petition for review DENIED.

3rd Dist. People, Respondent
C026935 v.
S075362 Aaron Collins, Appellant
Appellant's petition for review DENIED.

3rd Dist. In re Triston A., a Person Coming Under the Juvenile Court Law
C027222 -----
S074500 People, Respondent
v.
Triston A., Appellant
Appellant's petition for review DENIED.

3rd Dist. Stanley Levin et al., Appellants
C027346 v.
S075222 Rick Davis, Respondent
Appellants' petition for review DENIED.
Chin, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent
C027613 v.
S074618 Daniel Lee Dunning, Appellant
Appellant's petition for review DENIED.
Mosk, J., is of the opinion the petition should be granted.

3rd Dist. In re Christopher F., a Person Coming Under the Juvenile Court Law
C028009 -----
S075193 San Joaquin County Human Services Agency, Respondent
v.
Cathy W., Appellant
Appellant's petition for review DENIED.

3rd Dist. In re Clarence G., a Person Coming Under the Juvenile Court Law
C029846 -----
S075257 Human Services Agency, Respondent
v.
Carlos S., Appellant
Appellant's petition for review DENIED.

3rd Dist. Emma Sharon Pinto, Petitioner
C030657 v.
S075057 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

3rd Dist. Craig Provancha et al., Petitioners
C031015 v.
S075189 Sacramento County Superior Court, Respondent
California Northern Railroad Company, Real Party in Interest
Petition for review DENIED.

4th Dist. People, Respondent
D027193 v.
Div. 1 Douglas Beach Carter, Appellant
S075314 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027962 v.
Div. 1 Paul Walter Fulcher, Appellant
S075253 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D027972 v.
Div. 1 Joseph Misita, Appellant
S075208 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D028147 v.
Div. 1 Harlen Leonard Henry, Appellant
S075373 Appellant's petition for review DENIED.

4th Dist. In re Alejandro Baez Gomez on Habeas Corpus
D029107 -----
D030024 People, Respondent
Div. 1 v.
S075343 Alejandro Baez Gomez, Appellant
Appellant's petition for review DENIED.

4th Dist. People, Respondent
D029766 v.
Div. 1 Charles William Morgan, Appellant
S075220 Appellant's petition for review DENIED.

4th Dist. People, Respondent
D030118 v.
Div. 1 Ernest Wade, Appellant
S075359 Appellant's petition for review DENIED.

4th Dist. D030205 Div. 1 S074082	People, Respondent v. David Leslie Martin, Appellant Respondent's petition for review DENIED.
4th Dist. D030319 Div. 1 S075338	People, Respondent v. Allen Dalton, Appellant Appellant's petition for review DENIED.
4th Dist. D031131 Div. 1 S075390	In re Kendrick B., a Person Coming Under the Juvenile Court Law ----- San Diego County Health and Human Services Agency, Respondent v. Melissa W. et al., Appellants Appellants' petition for review DENIED.
4th Dist. E018586 Div. 2 S074595	People, Respondent v. Theodis Nathaniel Brown et al., Appellants Appellants' petitions for review DENIED.
4th Dist. E020147 Div. 2 S075255	People, Respondent v. Elijah Johnson, Appellant Appellant's petition for review DENIED.
4th Dist. E021039 Div. 2 S074556	People, Respondent v. Ronald Edward Rodola, Appellant Appellant's petition for review DENIED. Kennard, J., , is of the opinion the petition should be granted.
4th Dist. E021107 Div. 2 S075199	People, Respondent v. Steven Martin Gabryelski, Appellant Appellant's petition for review DENIED.

4th Dist. People, Appellant
E021323 v.
Div. 2 Gerald Stuart Pease, Respondent
S074579 Appellant's petition for review DENIED.
Kennard, J., and Chin, J. , are of the opinion the petition should
be granted.

4th Dist. People, Respondent
E021397 v.
Div. 2 Jeremiah Duane Durns, Appellant
S075323 Appellant's petitions for review DENIED.

4th Dist. People, Respondent
E021858 v.
Div. 2 Madalin Carol Bloxson, Appellant
S075399 Appellant's petition for review DENIED.

4th Dist. George S. Wass, Respondent
E021987 v.
Div. 2 Charlotte Randall et al., Appellants
S069928 Appellants' petition for review DENIED.

4th Dist. In re James P. Rankin
E023444 on
Div. 2 Habeas Corpus
S075070 Petition for review DENIED. (See *In re Clark* (1993) 5 Cal.4th
750; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17
Cal.2d 734, 735.)

4th Dist. People, Respondent
G019380 v.
Div. 3 Marcos Millones et al., Appellants
S074441 Appellants' petitions for review DENIED.

4th Dist. People, Respondent
G020042 v.
Div. 3 Aristeo Barrios, Appellant
S075183 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020503 v.
Div. 3 Tony Jiminez Arroyo, Appellant
S075376 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020742 v.
Div. 3 Richard R. Kingsberry, Appellant
S073947 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G020748 v.
Div. 3 Julie Ann Gaston, Appellant
S075249 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G021177 v.
Div. 3 Paul Berube, Appellant
S075385 Appellant's petition for review DENIED.

4th Dist. People, Respondent
G021608 v.
Div. 3 Robert Thomas Matthews, Appellant
S075283 Respondent's petition for review DENIED.

4th Dist. People, Respondent
G021670 v.
Div. 3 Jennifer Lee Pomeroy, Appellant
S074463 Appellant's petition for review DENIED.
Mosk, J., and Kennard, J., are of the opinion the petition should
be granted.

4th Dist. People, Respondent
G021807 v.
Div. 3 Phillip Joseph, Appellant
S075230 Appellant's petition for review DENIED.

5th Dist. F024469 S074521	People, Respondent v. Mary Elizabeth Stroder, Appellant Appellant's petition for review DENIED.
5th Dist. F026905 S075394	People, Respondent v. Tommy Lee Wilson, Appellant Appellant's petition for review DENIED.
5th Dist. F027601 S075297	People, Respondent v. Marshall V. Irey, Appellant Appellant's petition for review DENIED.
5th Dist. F028247 S074547	People, Respondent v. Rayshon Thomas, Appellant Appellant's petition for review DENIED.
5th Dist. F028292 S075354	James H. Thomsen, Jr., Appellant v. Board of Supervisors of the County of Merced, Respondent Appellant's petition for review DENIED.
5th Dist. F028752 S075288	People, Respondent v. Ray Anthony Johnson, Appellant Appellant's petition for review DENIED.
5th Dist. F028907 S075320	People, Respondent v. Eric Maldonado, Appellant Appellant's petition for review DENIED.
5th Dist. F028958 S075188	People, Respondent v. Albert Michael Ramos, Appellant Appellant's petition for review DENIED.

6th Dist. People, Respondent
H015556 v.
S066358 Jimmy Antonio Bonilla et al., Appellants
Appellants' petitions for review DENIED.

6th Dist. Robert Meister, Appellant
H016022 v.
S075075 Regents of the University of California et al., Respondents
Appellant's petition for review DENIED.
The requests for an order directing depublication of the opinion
are DENIED.

6th Dist. Edward M. Walsh, as Trustee in Bankruptcy, etc., Appellant
H016564 v.
S074706 West Valley Mission Community College District, Respondent
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H016929 v.
S072887 Ronald A. Mungai, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H016931 v.
S075180 Kevin F., Appellant
Appellant's petition for review DENIED.

6th Dist. People, Respondent
H017229 v.
S075261 Jose Natividad, Appellant
Appellant's petition for review DENIED.

6th Dist. Valerie Cawley et al., Appellants
H017296 v.
S075260 Leon Joseph Dana et al., Respondents
Appellants' petition for review DENIED.

- 6th Dist. People, Appellant
H017346 v.
H017490 David Dozal, Respondent
S074646 And Companion Case
Appellant's petition for review DENIED.
- 6th Dist. Valorie R. et al., Petitioners
H018984 v.
S075178 Santa Cruz County Superior Court, Respondent
Human Resources Agency of Santa Cruz County,
Real Party in Interest
Application for stay and petition for review DENIED.
- 6th Dist. Leigh Huang, Petitioner
H019366 v.
S075332 Santa Clara County Superior Court, Respondent
People, Real Party in Interest
Petition for review DENIED.
- 6th Dist. Christopher Ramsay et al., Petitioners
H019408 v.
S075375 Alcoholic Beverage Control Appeals Board, Respondent
Jay Stroh, Real Party in Interest
Application for stay and petition for review DENIED.
- 2nd Dist. James Tidmore, Appellant
B118513 v.
Div. 4 Automobile Club of Southern California et al., Respondents
S074849 The Reporter of Decisions is directed not to publish in the
Official Appellate Reports the opinion in the above-entitled appeal,
filed September 21, 1998, which appears at 67 Cal.App.4th 210.
(Cal. Const., art. VI, section 14; rules 976 and 979(e), Cal. Rules of
Court.)
Kennard, J., is of the view the opinion should remain published.
- 1st Dist. Gayle Turpen, Appellant
A079395 v.
Div. 2 Mark Hickmott, Respondent
S075022 The request for an order directing publication of the opinion in
the above entitled cause is DENIED.
- 1st Dist. Kaiser Foundation Hospitals et al., Petitioners
A081771 v.

- Div. 4 San Mateo County Superior Court, Respondent
S075086 Nancy Smee et al., Real Parties in Interest
 The request for an order directing depublication of the opinion in
 the above entitled cause is DENIED.
- 2nd Dist. Raymond Jones, Appellant
B110720 v.
Div. 5 Fire Insurance Exchange, Respondent
S074480 The request for an order directing publication of the opinion in
 the above entitled cause is DENIED.
- 3rd Dist. People, Respondent
C026119 v.
S075065 Michael Robert Caron, Appellant
 The request for an order directing publication of the opinion in
 the above entitled cause is DENIED.
- 4th Dist. Oakview Construction Inc., Appellant
E021627 v.
Div. 2 Environmental Control Modules Inc. et al., Respondents
S074654 The request for an order directing publication of the opinion in
 the above entitled cause is DENIED.
- 5th Dist. McCormick Barstow Shepherd Wayte & Carruth, Petitioner
F029503 v.
S075302 Tulare County Superior Court, Respondent
 Dwight G. Nelson et al., Real Parties in Interest
 The request for an order directing publication of the opinion in
 the above entitled cause is DENIED.
- S058378 Inquiry Re Judge #131

 Thomas B. Fletcher, Petitioner
 v.
 Commission on Judicial Performance, Respondent
 The time for granting or denying a rehearing in the above cause is
 hereby extended to and including March 31, 1999, or the date upon
 which a rehearing is either granted or denied, whichever occurs first.
- 2nd Dist. People
B116641 v.
 Robert A. Andrade

The time for granting or denying review on the court's own motion is hereby extended to and including February 23, 1999, or the date upon which review is either granted or denied. Rule 28(a)(1), California Rules of Court.

2nd Dist. In re Sonja Marcus
B127841 on
Div. 1 Habeas Corpus

The time for granting or denying review on the court's own motion is hereby extended to and including February 22, 1999, or the date upon which review is either granted or denied. Rule 28(a)(1), California Rules of Court.

S018814 People, Respondent
 v.
 Ramon Bojorquez Salcido, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including February 16, 1999.

S020803 People, Respondent
 v.
 Richard Bert Stewart, Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including February 16, 1999.

S024116 People, Respondent
 v.
 Michael Slaughter, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's reply brief is extended to and including February 19, 1999.

S031423 People, Respondent
 v.
 Gregory Allen Sturm, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including March 26, 1999.

S043628 People, Respondent

v.

Celeste Simone Carrington, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including March 19, 1999, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S070934 In re Marvin Pete Walker

on

Habeas Corpus

On application of petitioner and good cause appearing, it is ordered that the time to serve and file petitioner's reply to informal response to the petition for writ of habeas corpus is extended to and including February 24, 1999.

S059739 In re James Robert Scott

on

Habeas Corpus

Respondent's "application to file under seal an exhibit to respondent's return to order to show cause," filed December 11, 1998, is granted as follows. The Attorney General may file under seal the declaration of the witness specified in that application, with service of that declaration on counsel for petitioner. Petitioner's counsel is directed not to refer in pleadings filed in this or any other court to the witness's past criminal case, except by exhibit, page, and paragraph numbers. Petitioner's counsel may disclose information regarding the witness's past criminal case to the extent reasonably necessary to investigate adequately matters relevant to this action but not otherwise.

S066622 People, Respondent

v.

Bill Charles Poyner, Appellant

Respondent's motion to abate appeal, filed January 8, 1999, is granted. As indicated in a certified copy of a certificate of death, appellant Bill Charles Poyner died on October 19, 1998. All proceedings in *People v. Bill Charles Poyner*, case no. S066622, are permanently abated, and the Superior Court for the County of

Orange is directed to enter an order to that effect in case no. 95CF2114. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.)

S004642 People, Respondent

Crim. v.

23921 William Kirkpatrick, Jr., Appellant

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for condemned prisoner William Kirkpatrick, Jr., filed December 30, 1998, is granted.

The order appointing Edward J. Horowitz as counsel of record for condemned prisoner William Kirkpatrick, Jr., filed September 18, 1992, is hereby vacated.

The Federal Public Defender for the Central District of California is hereby appointed as attorney of record for condemned prisoner William Kirkpatrick, Jr. Counsel is appointed for purposes of all post-conviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

